

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
EASTERN DIVISION

RODNEY B. GAINES

PLAINTIFF

v.

CIVIL ACTION NO. 4:05CV168LR

WAYNE COUNTY, MISSISSIPPI, THE CITY OF  
WAYNESBORO, MISSISSIPPI, SOUTH  
MISSISSIPPI NARCOTICS TASK FORCE; JASON  
COOK, in his official and individual capacities and  
BRENT PURSELL, in his official and individual  
capacities

DEFENDANT

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**ORDER**

This cause comes before the court on Officer Brent Pursell's Motion for Stay Pursuant to Local Rule 16.1(B)(4). Rule 16.1(B)(4)(b) of the Uniform Local Rules for the Northern and Southern Districts of Mississippi provides

The filing of an immunity defense motion shall stay the attorney conference and disclosure requirements and all discovery not related to the immunity issue pending the Court's ruling on the motion issue, including any appeal.

IT IS, THEREFORE, ORDERED that Officer Brent Pursell's Motion for Stay Pursuant to Local Rule 16.1(B)(4) is hereby **granted**, and this case is assigned to the suspension track.

IT IS FURTHER ORDERED that counsel for Officer Brent Pursell shall promptly notify the Magistrate Judge by letter of a decision on the immunity defense motion and shall submit an order lifting the stay, if appropriate. Within fifteen (15) days of entry of the order lifting the stay, the parties shall confer as outlined in Rule 16.1(B)(1) and comply with the required deadlines. A telephonic case management conference shall be scheduled within sixty (60) days of the lifting of the stay. The parties should notify the court by letter if within thirty (30) days of the lifting of the stay they have not received notice of the case management conference.

IT IS SO ORDERED, this 30th day of June, 2006.

s/John M. Roper

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UNITED STATES MAGISTRATE JUDGE